

Amendment No. 1 to HB2860

Brooks H
Signature of Sponsor

AMEND Senate Bill No. 2856

House Bill No. 2860*

By deleting the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 38, Chapter 8, Part 1, is amended by adding the following as a new section thereto:

38-8-124.

(a) In addition to any other penalty proscribed by law, where an applicant for POST certification knowingly includes false or misleading information on an application concerning the applicant's qualifications, experience, training or criminal history, the applicant shall be denied POST certification in this state and shall not be eligible to reapply.

(b)

(1) Where a POST certified officer obtains POST certification by knowingly providing false or misleading information concerning the officer's qualifications, experience, training or criminal history, POST shall decertify the officer.

(2) Any officer decertified by POST under subdivision (b)(1) shall be removed from office and shall not be eligible to apply for a law enforcement position.

(c) For purposes of this section, "law enforcement position" means:

(1) A state or local employee who exercises law enforcement authority, including but not limited to a position with the:

(A) Tennessee wildlife resources authority;

(B) Tennessee regulatory authority;

(C) department of forestry or;

(D) alcoholic beverage commission; or

(2) A state or local employee exercising quasi-law enforcement authority, including but not limited to correctional employees and jailers;
or

(3) Any support position to an entity or employee under subdivision (1) or (2).

SECTION 2. This act shall take effect July 1, 2012, the public welfare requiring it.